THURSDAY, APRIL 2, 1981 TWENTY-NINTH LEGISLATIVE DAY

The House met at 11:15 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Willie Lee McCadney, Pilgrim Rest Baptist Church, Dyersburg, Tennessee.

а	aprist Church, Dyersburg, Tennessee.
	Representative Dills led the House in the Pledge of Allegiance to the Flag.
	The roll call was taken with the following results:

Present......95

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

The Speaker announced that Representative Martin was excused because of illness.

The Speaker announced that Representative Duer was excused because her husband was in a automobile accident.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Joint Resolution No. 161 with his approval.

JULIA GIBBONS, Counsel to the Governor.

HOUSE JOINT RESOLUTION NO. 161

A RESOLUTION to express the sorrow of the Ninety-Second General Assembly upon the death

of Commissioner William L. Jones.

WHEREAS, it was with deep regret that the members of the Ninety-Second General Assembly learned of the death of Commissioner William L. Jones on Tuesday, March 31, 1981; and

WHEREAS, a rare human being of keen perception and sensitivity, Bill Jones will long be remembered as a man of quiet integrity whose veracity, sincerity and honor were always above question; and

WHEREAS, Bill Jones served as Commissioner of Finance and Administration from 1975 through 1978, a job he executed with judgement and skill during even the most stressful times and uncertain circumstances; and

WHEREAS, when Bill Jones assumed the position of Commissioner of Finance and Administration, the State of Tennessee was encumbered with a seventy-million-dollar debt. When Commissioner Jones left the Department of Finance and Administration, our state's credit rating had increased, our bond rating improved, and state coffers boasted a surplus of seventy-million dollars; and

WHEREAS, among the many accomplishments that marked his outstanding career as a servant to the citizens of this state, Tennessee's acceptance as the first and only state in the nation to gain approval by the Financial Reporting System should be considered as one of Bill Jones' most significant achievements; and

WHEREAS, there have been many Commissioners throughout the history of Tennessee; however, Bill Jones was one of the few to obtain such a measure of true respect and friendship from the many members of the Legislature, Democrats and Republicans alike, that he was considered a colleague first and Commissioner second; and

WHEREAS, Bill Jones was always available as an advisor on fiscal matters and could be counted on to represent any situation in a straightforward and honest manner, never hedging on the truth or compromising the facts; and

WHEREAS, Bill Jones fought death with the same degree of strength, purpose and intensity with which he greeted life, and it is with the most profound sorrow that we, the members of the Ninety-Second General Assembly, memorialize one of the finest public servants ever to walk the marble halls of the Tennessee State Capitol; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, That we hereby express our sorrow upon the death of Commissioner William L. Jones and pause for a moment of silence in honor of his memory.

BE IT FURTHER RESOLVED, That we convey to his wife and children our deepest expression of sympathy and condolence.

BE IT FURTHER RESOLVED, That we especially express to his children and his children's children, the love we had for him and our appreciation for his life and the time he was able to spend with us.

BE IT FURTHER RESOLVED, That this Resolution be spread upon the pages of the Journals of both the House of Representatives and the Senate on Thursday, April 2, 1981.

BE IT FURTHER RESOLVED, That suitably engrossed copies of this Resolution be presented to his wife, Dancy, his children, William Lester and Sherry Frances, and his mother, Mrs. Marian Jones.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

315-To amend Sections 2-5-101 and 17-1-302, Code;

505-To amend Section 45-2-1401, Code;

512-To prohibit use, drug paraphernalia;

549-To amend Tennessee Home Mortgage Act;

573-To enact "Foreign-Trade Zone Act";

604-To amend Section 57-4-201, Code;

777-To amend Title 3, Chapter 6, Code;

785-To amend Title 8, Chapter 35, Code;

988-To regulate Tennessee Consolidated Retirement System;

994-To amend Section 12-4-109, Code;

1050-To regulate special license plates, county officials; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

135—Relative to congratulating Mt. Juliet High School basketball team; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 100; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 8, 418, 433, 841, 885, 1228, 1232, 1235, 1236, 1238 and 1241; and House Joint Resolution No. 135; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND, Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 8, 418, 433, 841, 885, 1228, 1232, 1235, 1236, 1238 and 1241; House Joint Resolution No. 135; and Senate Joint Resolution No. 100.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 4, 8, 99, 177, 369, 418, 433, 538, 549, 841, 885, 1000, 1228, 1232, 1235, 1236, 1238 and 1241; also, House Joint Resolutions Nos. 87 and 135; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

123-Relative to naming the "Orman West, Sr. Bridge"; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

575—To amend Section 57-3-204(e), Code; substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.

- 78—Relative to expressing appreciation, Carl Koontz;
- 79-Relative to welcoming National Association for Foreign Student Affairs;
- 84-Relative to congratulating Karen Mills;
- 85-Relative to congratulating Mrs. Hazel "Ish" Griffith;
- 86-Relative to honoring Coach Lionel Jones and girls basketball team;
- 87-Relative to congratulating Coach Willie Taylor and basketball team;
- 88-Relative to assisting in solving Atlanta murder series; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Without objection, Senate Joint Resolutions Nos. 78, 79, 84, 85, 86, 87 and 88 were referred to the Committee on Calendar and Rules.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 58, 159, 386, 405, 740, 1161 and 1201; and House Joint Resolutions Nos. 124 and 137; with his approval.

JULIA GIBBONS, Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

> CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

720—To authorize issuance of permits to nonresident manufacturers; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

CALENDAR -

Mr. Lashlee moved that House Bill No. 468 be placed on the Calendar for Thursday, April 16, 1981, which motion prevailed.

Mr. Bragg moved that House Bill No. 158 be placed on the Calendar for Thursday, April 9, 1981, which motion prevailed.

On motion of Mr. Bragg, House Bill No. 162 was withdrawn from the House.

House Bill No. 1026-To enact the "Conservation Easement Act".

 $\mbox{Mr.}$ Murphy (Davidson) moved that House Bill No. 1026 be passed on third and final consideration.

Mr. Hillis moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1026 by deleting Sections 1 through 14 in their entirety and by substituting instead the following and by renumbering subsequent sections accordingly:

SECTION 1. This act shall be known as the "Conservation Easement Act of 1981."

SECTION 2. It is the finding of the general assembly that the protection of the state's land, water, geological, biological, historical, architectural, archaeological,

cultural, and scenic resources is desirable for the purposes of maintaining and preserving the state's natural and cultural heritage, and for assuring the maintenance of the state's natural and social diversity and health, and for encouraging the wise management of productive farm and forest land.

SECTION 3. As used in this act, unless the context otherwise requires:

- (1) "Public body" includes any state, federal or local governmental entity.
- (2) "Organizations" includes any organization which has received a determination of exemption from the internal revenue service under section 501(c) (3) of the Internal Revenue Code.
- (3) "Conservation Easement" means an easement in land or structures which: (a) is held for the benefit of the people of Tennessee, (b) is specifically enforceable by its holder or beneficiary, and (c) limits the holder of the servient land, his heirs, and assigns with respect to the use and management of the servient land and/or structures or features thereon, which restrictions or obligations are intended to protect, preserve, or enhance the land, water, geological, biological, historical, architectural, archaeological, cultural, or scenic resources of the state of Tennessee.
- SECTION 4. A conservation easement shall remain severed from the fee unless returned by specific conveyance to the holder of the fee. Conservation easements may contain public use clauses. The holder of a conservation easement shall maintain the right of entry at reasonable times for inspection whether or not the easement specifically permits such rights of entry.
- SECTION 5. In order to carry out the purpose of this act, any public body or organization may acquire and dispose of interests in land or structures or features thereon in the form of conservation easements. No conservation easement shall be acquired by eminent domain unless such easement is necessary for the accomplishment of a specific public project which has been authorized by statute. Provided however, that any such acquisition by a state entity shall be subject to the approval by the state building commission.
- SECTION 6. No conservation easement shall be held unenforceable because of privity of estate or contract or lack of benefit to any other land, whether or not appurtenant to the servient land. No conservation easement shall be held automatically extinguished because of violation of its terms or frustration of its purposes.
- SECTION 7. Conservation easements may be enforced by injunction or proceedings in equity by the holders and/or beneficiaries of the easement, or their bona fide representatives, heirs, or assigns.
- SECTION 8. For the purposes of determining property and estate taxes, the owner of the fee shall have the option of obtaining an appraisal of the easement and the fee and assessment of taxes shall then be made on the basis of the value of the fee less the value of the easement. The owner of the fee shall have all rights and powers to appeal any assessment of such interest on the same basis as provided by law for property tax assessment appeals. In no case shall any public body or organization which is the holder of a conservation easement be taxed on the value of the easement.
- SECTION 9. Tennessee Code Annotated, Section 11-11-103 is amended by deleting subpart (4) in its entirety and by substituting instead the following: "(4) Conservation easement' means a conservation easement as defined in Section 3(3) of this act".
 - SECTION 10. Tennessee Code Annotated, Title II, Chapter 11 is amended by

deleting the words "scenic easements" wherever they appear and by substituting instead the words "conservation easements".

SECTION 11. Tennessee Code Annotated, Section 11-13-102 is amended by deleting subpart (4) in its entirety and by substituting instead the following: "(4) Conservation easement' means a conservation easement as defined in Section 3(3) of this act. No conservation easement obtained pursuant to this chapter shall grant a right of physical access to the public".

SECTION 12. Tennessee Code Annotated, Title II, Chapter 13 is amended by deleting the words "scenic easement" wherever they appear and by substituting instead the words "conservation easement."

SECTION 13. Tennessee Code Annotated, Section 11-14-110 is amended by deleting the words "scenic easements" and by substituting instead the words "conservation easements".

And further Amend by deleting the second whereas clause in its entirety.

On motion, the amendment was adopted.

Mr. Murphy (Davidson) moved that House Bill No. 1026 be placed on the Calendar for Thursday, April 16, 1981, which motion prevailed.

House Bill No. 752-To amend Sections 63-1706 and 63-1716, Code.

Mr. Murphy (Davidson) moved that House Bill No. 752 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	Ω

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, McWherter—92.

A motion to reconsider was tabled.

House Bill No. 612-To make certain provisions, unemployment compensation.

Mr. Smith moved that House Bill No. 612 be passed on third and final consideration.

Mr. Smith moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 612 by deleting Section 2 in its entirety and by renumbering the subsequent sections accordingly.

On motion, the amendment was adopted.

Thereupon, House Bill No. 612, as amended, passed its third and final consideration by the following were:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 1027—To regulate waste management.

 $\mbox{Mr. Murphy}\mbox{\ (Davidson)}$ moved that House Bill No. 1027 be passed on third and final consideration.

Mr. Hillis moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1027 by deleting Section 1 in its entirety and substituting in lieu thereof the following:

SECTION 1. Tennessee Code Annotated, Section 53-4306, is amended by deleting the second sentence in its entirety and substituting the following:

All registrations of solid waste processing or disposal facilities or sites not located on the site of generation of the waste shall be with the board.

AND FURTHER AMEND by deleting in Section 20 the last two words "and regulations".

AND FURTHER AMEND by deleting Section 21 in its entirety and substituting in lieu thereof the following:

SECTION 21. Tennessee Code Annotated, Section 53-6310, is amended by deleting subsection (a) in its entirety and substituting the following:

- (a) The Commissioner shall levy and collect the following fees effective July 1, 1981:
 - Application fees from applicants for permits to transport, store, treat, or dispose of hazardous waste in the state;
 - (2) Annual maintenance fees from permitted transporters, storers, treaters, and disposers, and

(3) Annual maintenance fees from generators who ship hazardous waste off-site for storage, treatment, or disposal.

The Board shall promulgate and adopt rules and regulations providing for a schedule of fees based upon the annual financial requirement to operate the hazardous waste management program established pursuant to this chapter. The fee schedule shall be reviewed annually and revised as needed by the board based on changes in anticipated fee collections and projected program expenditures.

To establish an incentive to minimize risk to public health and the environment, the board shall consider the following factors in establishing the fee schedule for applicants and holders of storage, treatment, or disposal permits:

- (1) off-site vs. on-site facility.
- (2) facility design capacity,
- (3) storage or treatment operation vs. disposal operation.

The maximum amount of the permit application fee for storers, treaters, or disposers shall not exceed \$5,000.00 and for transporters shall not exceed \$100.00.

The maximum amount of the maintenance fees collected annually from any permitted hazardous waste storage, treatment, or disposal facility shall not exceed \$10,000.00 and from any permitted transporter shall not exceed \$1,000.00. The minimum amount of the maintenance fee collected annually from any permitted facility shall not be less than \$100.00. The annual maintenance fee collected from any permitted transporter shall be not less than \$25.00 and the amount shall be based on the quantity of hazardous waste transported.

The maintenance fee collected annually from generators who ship hazardous waste off-site for storage, treatment, or disposal shall not exceed \$100.00 per generator.

Expenditures of such fees collected shall be restricted to operation of the hazardous waste management program established pursuant to this chapter.

AND FURTHER AMEND by adding a new Section 22 as follows:

SECTION 22. Tennessee Code Annotated, Section 53-6310 is further amended by adding in subsection (b) after the word "facility" the following:

transporter, or generator

AND FURTHER AMEND by deleting the existing Section 22 in its entirety and substituting in lieu thereof the following:

SECTION 22. Tennessee Code Annotated, Section 53-6310, is further amended by deleting subsection (c) in its entirety and substituting the following:

(c) Failure of a permit applicant to pay the required fee shall constitute grounds for denial of a permit. Failure of a permittee to pay the required annual fee shall constitute grounds for revocation of his permit.

AND FURTHER AMEND by deleting in the existing Section 26 the words "on July 1, 1981" and substituting the following:

upon becoming law.

AND FURTHER AMEND by changing the existing Section 22 to read Section 23 and correcting the subsequent sections to read accordingly.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1027, as amended, passed its third and final consideration by the following vote:

Ayes	
Noes	 0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—90.

A motion to reconsider was tabled.

House Bill No. 557—To make certain provisions, liens on boats.

Mr. Jared moved that House Bill No. 557 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	
Noes	. 0
Present and not voting	. 3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—90.

Representatives present and not voting: Kernell, Pickering and Small—3.

A motion to reconsider was tabled.

House Bill No. 341—To amend Title 14, Chapter 23, Code.

Mr. Murphy (Davidson) moved that House Bill No. 341 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	 92
Noes	

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Davison, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

Representatives voting no were: Crain and Montgomery-2.

A motion to reconsider was tabled.

House Bill No. 301—To provide option for state employees to enroll in health maintenance program.

On motion, House Bill No. 301 was made to conform with Senate Bill No. 542.

On motion, Senate Bill No. 542, on same subject, was substituted for House Bill No. 301.

Mr. Murphy (Davidson) moved that Senate Bill No. 542 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 542 by deleting in its entirety the language of the bill following the enacting clause and substituting instead the following:

SECTION 1. When any law, rule or regulation provides that no health maintenance organization shall be eligible to receive a state grant consisting of state funds pursuant to Tennessee Code Annotated, Section 56-32-104, such state grant shall not be construed to mean the purchase of services from a health maintenance organization which is organized pursuant to the requirements of Tennessee Code Annotated, Title 56, Chapter 32.

SECTION 2. This act shall take effect July 1, 1981, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 542, as amended, passed its third and final consideration by the following vote:

Δνος	 90
Noes	 6

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davison, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh,

Owen, Percy, Phillips, Pickering, Pruitt, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—90.

Representatives voting no were: Baker, Crain, Hudson, Miller, Rhinehart and Scruggs-6.

A motion to reconsider was tabled.

House Bill No. 54-To compensate estate of employee with accured sick leave.

Mr. Murphy (Davidson) moved that House Bill No. 54 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

Representative voting no was: Montgomery-1.

A motion to reconsider was tabled.

Ms. DeBerry filed the following proposed amendment to the House Rules:

MOTION TO AMEND HOUSE RULES

Amend House No. Rule 57 by adding the following sentence at the end of the paragraph:

"No measure coming from the senate with an amendment or any other Senate action requiring House concurrence or non-currence shall be acted on by House until the sponsor of the measure has announced that the measure has been returned from the Senate requiring further action by the House, stating what action the Senate has taken, and briefly explaining what effect the Senate action will have on the measure. This announcement shall be made on the legislative day prior to consideration of the measure by the House under the order of unfinished business except during final two (2) legislative days of the session. The chief clerk will see that an impact summary of the Senate action on the measure is placed at the heel of the regular calendar summary, as prepared by legislative services, on the legislative day immediately following the announcement. The impact summaries will appear in numerical order regardless of the nature of the measure."

Under the rules, the motion lies over.

Mr. Love moved that the rules be suspended for the purpose of introducing House Resolution No. 26 out of order, which motion prevailed.

House Resolution No. 26—Relative to congratulating Pearl High School Athletic Program—By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 1035-To make certain provisions, diesel fuel.

Mr. Davis (Gibson) moved that House Bill No. 1035 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	
Noes	

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

Representative voting no was: Turner-1.

A motion to reconsider was tabled.

Mr. Bragg moved that House Bill No. 759 be placed on the Calendar for Thursday, April 16, 1981, which motion prevailed.

House Bill No. 594—To continue temporary retail sales tax.

On motion, House Bill No. 594 was made to conform with Senate Bill No. 209.

On motion, Senate Bill No. 209, on same subject, was substituted for House Bill No. 594.

Mr. Chiles moved that Senate Bill No. 209 be passed on third and final consideration.

Mr. Chiles moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 209 by deleting from Section 1 the words "the language otherwise provided by law" and by substituting in lieu thereof the words and figures "the date June 30, 1982".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 209, as amended, passed its third and final consideration by the following vote:

Ayes	 	 				 		 												 			 . 8	38	3
Noes	 	 				 		 		 										 			 	٤	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McNally, Miller, Montgomery, Moore, Murphy (Shelby), Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—88.

Representatives voting no were: Brewer, DeBerry, McKinney, Murphy (Davidson), Murray, Pruitt, Spence and Withers—8.

A motion to reconsider was tabled.

House Bill No. 601—To prohibit transport, certain materials.

Mr. Baker moved that House Bill No. 601 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes
Noes
Present and not voting

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davis (Obson), Davis (Hamilton), Davis (Pickett), DePriest, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—89.

Representatives voting no were: DeBerry, Dills, Johnson and Phillips—4.

Representatives present and not voting were: Brewer and Richardson—2.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 1028—To regulate advertising, space leased by state.

On motion, House Bill No. 1028 was made to conform with Senate Bill No. 991.

On motion, Senate Bill No. 991, on same subject, was substituted for House Bill No. 1028.

Mr. Moore moved that Senate Bill No. 991 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 991 by deleting Section 1 in its entirety and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 12-2-114, is amended by deleting the semicolon at the end of subdivision (2) of subsection (b) and substituting the language", provided, that where the amount of annual rental being paid under an expiring lease is less than the said amount specified by the commission, the lease may be renewed without advertisement unless the amount of annual rental to be paid under the renewed lease exceeds an amount which is fifty per cent (50%) greater than the amount of annual rental being paid under the expiring lease;"

On motion, the amendment was adopted.

Thereupon, Senate $Bill\,No.\,991,$ as amended, passed its third and final consideration by the following vote:

Ayes95	
Ayes	
Noes	
Present and not voting	

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Velton and Mr. Speaker McWherter—95.

Representative present and not voting was: Bragg-1.

A motion to reconsider was tabled.

House Bill No. 454—To increase width of private roads to landlocked properties.

On motion, House Bill No. 454 was made to conform with Senate Bill No. 238.

On motion, Senate Bill No. 238, on same subject, was substituted for House Bill No. 454.

Mr. Moore moved that Senate Bill No. 238 be passed on third and final consideration.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 238 by deleting from Section 1 the words and figures "twenty feet (20')" and substituting instead the words and figures "twenty-five feet (25')".

FURTHER AMEND by deleting from the amendatory language of Section 2 the words and figures "twenty feet (20")" and substituting instead the words and figures "twenty-five feet (25")".

On motion, the amendment was adopted.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 238 by adding a new paragraph at the end of Section 2 which shall read as follows:

"The jury of view shall consider as damages to the property owner whose real property is being taken the enhanced value of the real property for which the real property is taken"

Amendment No. 2 failed by the following vote:

Ayes	27
Noes	51
Present and not voting	10

Representatives voting aye were: Bell (Wilson), Bivens, Brewer, Chiles, Clark (Davidson), Covington, Davidson, DeBerry, Disspayne, Ellis, Gaia, Gill, McKinney, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Owen, Phillips, Pickering, Robinson (Davidson), Shirley, Spence, Starnes, Sterling, Withers and Work—27.

Representatives voting no were: Akard, Baker, Bell (Knox), Buck, Clark (Sumner), Cobb, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), Duncan, Ford, Frensley, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Lowe, McAfee, McNally, Montgomery, Naifeh, Percy, Rhinehart, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Stafford, Stallings, Tanner, Turner, Ussery, Wallace, Wheeler, Wolfe, Wood and Yelton—51.

Representatives present and not voting were: Bewley, Bragg, Burnett, Dills, Jones, Love, Miller, Richardson, Webb and Whitson—10.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 238 by adding the following new section to read:

"Section—. The provisions of this act shall not apply to counties having a Metropolitan form of government.

On motion, the amendment was adopted.

Mr. Moore moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 238 by adding a new section, as follows, to be numbered appropriately immediately before the effective date section and renumbering the effective date section accordingly:

Section—. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 238, as amended, passed its third and final consideration by the following vote:

Ayes
Noes
Present and not voting
Present and not voting

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, and Mr. Speaker McWherter—89.

Representatives voting no were: Brewer, McKinney and Yelton-3.

Representatives present and not voting were: Chiles, DeBerry and Pickering-3.

A motion to reconsider was tabled.

House Bill No. 452—To amend Section 53-6317, Code.

Mr. Moore moved that House Bill No. 452 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes
Noes
Present and not voting

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace,

Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—90.

Representative voting no was: Spence-1.

Representatives present and not voting were: Brewer and Owen-2.

A motion to reconsider was tabled.

House Bill No. 690-To amend Section 14-27-114, Code.

Mr. Montgomery moved that House Bill No. 690 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	 39
Present and not voting	 2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—89.

Representatives voting no were: DeBerry and Gaia-2.

Representatives present and not voting were: Jones, Love and Withers—3.

A motion to reconsider was tabled.

House Bill No. 1061—To regulate captive insurance companies.

Mr. Stafford moved that House Bill No. 1061 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	٥

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 603-To set penalty, violation of litter contract law.

Mr. Robinson (Washington) moved that House Bill No. 603 be passed on third and final consideration, which motion prevailed by the following vote:

Avec	
11y 05	Λ
Noes	

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

A motion to reconsider was tabled.

House Bill No. 984—To make certain provisions, administrator's licenses.

Mr. Chiles moved that House Bill No. 984 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
11,001	^
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 664—To regulate employees permits, alcoholic beverages.

On motion, House Bill No. 664 was made to conform with Senate Bill No. 560.

On motion, Senate Bill No. 560, on same subject, was substituted for House Bill No. 664.

Mr. Chiles moved that Senate Bill No. 560 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

Representatives present and not voting were: Dills and Shockley-2.

A motion to reconsider was tabled.

House Bill No. 1145—To amend Title 9, Chapter 8, Part 2, Code.

Mr. Scruggs moved that House Bill No. 1145 be passed on third and final consideration.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1145 by deleting the present language of Section 1 in its entirety and by substituting in lieu thereof the following:

SECTION 1. Tennessee Code Annotated, Title 9, Chapter 8, Part 2, is amended by adding the following new section to be numbered appropriately:

- (A) The board of claims is authorized to compensate employees of any department, division, bureau or agency of state government who suffer loss, damage or destruction to their personal property if
 - (1) the personal property is required by the employer to be used in the performance of the employee's duty or,
 - (2) the loss, damage or destruction occurred in the course of employment.
- (B) In making awards pursuant to subsection (a) of this section, the board of claims shall not be required to make any payment if
 - (1) the loss, damage or destruction of the personal property resulted from the employee's negligence;
 - (2) the loss, damage or destruction of the personal property resulted from an unknown cause:
 - (3) the loss, damage or destruction of the personal property resulted from a cause not reasonably attributable to the State; or
 - (4) the loss of the personal property resulted from theft by persons over whom the State has no custody, supervision or control.
- (C) In cases where the board of claims determines that an employee is entitled to an award pursuant to subsection (a) of this section,

- (1) the employee may be compensated to the extent of the loss as established by the board of claims upon the submission of a valid proof of loss, or
- (2) In cases where the board of claims determines that the employee has the benefit of insurance coverage for the personal property, the employee shall be compensated only to the extent the employee is not compensated by the insuror up to the limit of the coverage of the insurance upon the submission of a valid proof of loss.
- 0106 (D) Upon the receipt of an award by the board of claims pursuant to this section, the employee shall grant to the state a subrogated interest in the amount of such award in the event the employee secures a settlement or recovery from a third party.

On motion, the amendment was adopted.

Mr. Smith moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1145 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION—. Tennessee Code Annotated, Title 9, Chapter 8, Part 2, is amended by adding the following new section:

Section 9-8-2-

- (a) In any case in which the state is clearly at fault or the state's liability is nondisputable, the injured party may petition the assistant attorney general acting as the board's secretary pursuant to Tennessee Code Annotated, Section 9-8-103, for immediate payment of such party's claim. It shall be the duty of the other assistant attorneys general appointed to assist the board to investigate all such claims filed, conduct hearings thereon, if necessary, and report to the secretary in writing their recommendations regarding payment or rejection of such claims. While conducting such investigations, such assistants shall have all of the power and authority conferred by Tennessee Code Annotated, Title 9, Chapter 8.
- (b) Upon receipt of the petition for immediate payment and the recommendations of the investigating assistants, it shall be within the sole discretion of the secretary whether the claim is one in which the state is clearly at fault or the state's liability is nondisputable. If he determines that the state is not clearly at fault or the liability of the state is disputable, he shall reject the petition for immediate payment. If he determines that the state is clearly at fault or the state's liability is nondisputable, he shall have the power and duty to grant the petition and authorize immediate payment of such claim in an amount he deems just and proper.
- (c) Rejection of a petition for immediate payment under this section shall not be construed to prevent the injured party from filing a claim with the board in the manner prescribed by this chapter.
- (d) The provisions of this section shall apply to all claims arising on or after the effective date of this act.

On motion, the amendment was adopted.

Ayes	
Noes	

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Joint Resolution No. 69—Relative to constructing exit ramp, I-40 and Clinton Highway.

Mr. Owen moved that House Joint Resolution NO. 69 be adopted.

Mr. Buck moved to amend as follows:

AMENDMENT No. 1

Amend House Joint Resolution No. 69 by deleting the words "to direct" in the caption and substituting therefor the words "to encourage".

AND FURTHER AMEND in the first resolving clause by deleting the words "we direct" and substituting therefor the words "we encourage".

On motion, the amendment was adopted.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 2

Amend House Joint Resolution No. 69 by adding the following words immediately following the words "Clinton Highway" in the first resolving clause:

provided, however that the construction of the proposed exit ramp connecting I-640 to Clinton Highway shall not supersede the construction of the directional ramps at the intersection of I-640 and I-40.

On motion, the amendment was adopted.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 3

Amend House Joint Resolution No. 69 by adding the words "and to construct also the Briley Parkway Bridge by the State Prison in Davidson County" in both the caption and in the bill after the word "Highway"

On motion, the amendment was adopted.

Thereupon, House Joint Resolution No. 69, as amended, was adopted by the following vote:

Ayes
Ayes
Noes 3

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

Representatives voting no were: Akard, Bragg and Harrill—3.

A motion to reconsider was tabled.

Mr. Murphy (Shelby) asked to be recorded as voting "aye" on the following bills: House Bills Nos. 468, 752, 612, 1027 and 557.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 720—To enact the "Nonresidents Liquor Sellers Permit Act of 1981".

SENATE AMENDMENT NO. 1

Amend House Bill No. 720 by inserting the words "Tennessee Code Annotated" immediately preceding the word "Section" wherever it appears.

AND FURTHER AMEND by deleting in item (b) of section three the figures "57-2-203" and by substituting instead the figures "57-3-203".

AND FURTHER AMEND by deleting in item (1) of section four the figures "57-3-401" and by substituting instead the figures "57-4-101".

SENATE AMENDMENT NO. 2

Amend House Bill No. 720 by deleting Section 5 in its entirety and substituting instead the following new language:

Section Five. Any manufacturer, distillery, winery, importer or other person desiring to obtain a nonresident seller's permit may make application for such to the Alcoholic Beverage Commission on forms provided by the Commission. In addition, every applicant shall pay to the Commission an annual permit fee which is established at Fifty Dollars (\$50.00) if such applicant shall have shipped, sold or otherwise distributed fewer than one hundred (100) cases of any alcoholic beverage in this state in the year immediately preceeding application. If such applicant shall have shipped, sold or otherwise distributed one hundred (100) cases or more of any alcoholic beverage in this state in the year immediately preceeding application, it shall pay an annual permit fee of One Hundred Dollars (\$100.00) to the Commission. Each permit shall be valid for one calendar year.

Mr. Rhinehart moved that the House concur in Senate Amendments Nos. 1 and 2, which motion prevailed by the following vote:

Ayes		. 88
Noes		2
Present and not voting.	***************************************	5

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Small, Smith, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—88.

Representatives voting no were: Duncan and Murray-2.

Representatives present and not voting were: Bragg, Brewer, Dills, Shockley and Stafford—5.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT.

House Bill No. 590-To enact the Educational Television Network Act.

SENATE AMENDMENT NO. 2

Amend House Bill No. 590 by deleting the word "and" at the end of Section 8(e); by deleting the period "." at the end of Section 8(f); and by substituting in lieu thereof the following language and punctuation:

"; and

(g) to purchase a mobile production van for use by the stations to be operated by the not-for-profit corporation organized in the Knoxville/Upper East Tennessee area: such purchase to be made with such federal, private, or non-state funding resources as may be available and such state funds as are appropriated for such purpose."

Mr. Lashlee moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	€3
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby),

Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 352—To increase amount of recovery against guardian, act of minor child.

SENATE AMENDMENT NO. 1

Amend House Bill No. 352 by deleting from the last sentence of the amendatory language of Section 3 the words "charged or found responsible" and substituting instead the words "charged and found responsible".

Mr. Wood moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	94
Noes	

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

Representive voting no was: DeBerry-1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 774—To include podiatrists, health insurance policies.

SENATE AMENDMENT NO. 1

Amend House Bill No. 774 by amending the effective date Section as follows:

By deleting the words "issued, renewed or reinstated" and by substituting in lieu thereof the words "issued or renewed"

Mr. Smith moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	
Noes	
Present and not voting 1	

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—91.

Representatives voting no were: Chiles and Harrill—2.

Representative present and not voting was: Cobb-1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 382-To enact the Collection Service Act.

SENATE AMENDMENT NO. 1

Amend House Bill No. 382 by adding the following new subsection under SECTION 4:

(i) Members of the board, while acting in good faith, shall not be subject to civil liability relative to the performance of duties delegated to the board by this act.

AND FURTHER AMENDED by:

deleting from item (2) under SECTION 6 the word "attested" and substituting the word "prepared".

AND FURTHER AMENDED by:

deleting from item (3) under subsection (b) of SECTION 12 the word "attested" and substituting the word "prepared"

SENATE AMENDMENT NO. 3

Amend House Bill No. 382 by deleting from Section 4 (d) the words, figures, and symbols "forty dollars (\$40)" and by substituting in lieu thereof the words, figures, and symbols "fifty dollars (\$50)"

SENATE AMENDMENT NO. 5

Amend House Bill No. 382 by inserting the following language as a new section immediately preceding the final section and by appropriately renumbering such final section:

SECTION—. Nothing contained within the provisions of this act shall be construed to require an individual or business entity, which collects only his or its own unpaid accounts, to submit to licensure or regulation by the collection service board.

Mr. Davis (Hamilton) moved that the House concur in Senate Amendments Nos. 1, 3 and 5, which motion prevailed by the following vote:

Ayes	93
Tiyes	0
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

SECOND ROLL CALL

The roll call was taken with the following results:

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 24—Relative to honoring James and Ruth Blair—By Bell (Knox).

Under the rules, House Resolution No. 24 was referred to the Committee on Calendar and Rules.

House Resolution No. 25—Relative to limiting Medicaid expenditure—By Henry (Blount), Copeland.

The Speaker referred House Resolution No. $25\,\mathrm{to}$ the Committee on Finance, Ways and Means.

House Joint Resolution No. 157—Relative to studying Alcoholic Beverage Commission—By Severance.

The Speaker referred House Joint Resolution No. 157 to the Committee on State and Local Government.

House Joint Resolution No. 158—Relative to creating study committee, Medical Radiation—By Burnett.

The Speaker referred House Joint Resolution No. 158 to the Committee on General Welfare.

House Joint Resolution No. 159—Relative to honoring Dr. J. Millen Parnell—By Sterling.

Under the rules, House Joint Resolution No. 159 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 162—Relative to honoring Reverend Robert K. Davis—By Ford.

Under the rules, House Joint Resolution No. 162 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 163—Relative to creating study committee, Drug Paraphernalia—By McNally, Kent, Jared, Bivens and Murray.

The Speaker referred House Joint Resolution No. 163 to the Committee on Judiciary.

House Joint Resolution No. 164—Relative to memory, Mrs. Jo Anne Clark—By Chiles, Severance, Scruggs, Frensley, Bell (Knox), Smith, Miller, Owen, Hudson, Henry (Blount) and Huskey.

Under the rules, House Joint Resolution No. 164 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 165—Relative to memory, Harry Alexis Jones Joyce—By Chiles.

Under the rules, House Joint Resolution No. 165 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 166-Relative to memory, John Templeton-By Chiles.

Under the rules, House Joint Resolution No. 166 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 167—Relative to honoring Fredrick J. Thompson, II—By DeBerry, Byrd, Turner, Jones, Kernell, Sterling, Moore, Shirley, Brewer, Spence, Murphy (Shelby), Withers.

Under the rules, House Joint Resolution No. 167 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1261—To amend certain acts relative to Federal Census—By Work.

Passed first consideration

House Bill No. 1262-To impose privilege tax, Morgan County-By Burnett.

Passed first consideration.

House Bill No. 1263-To make certain regulations, Madison County-By Baker.

Passed first consideration.

House Bill No. 1264—To create board of education, Hardeman County—By Stallings.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 315-To amend Sections 2-5-101 and 17-1-302, Code.

Passed first consideration.

Senate Bill No. 505-To amend Section 45-2-1401, Code.

Passed first consideration.

Senate Bill No. 512—To prohibit use, drug paraphernalia.

Passed first consideration.

Senate Bill No. 549-To amend Tennessee Home Mortgage Act.

Passed first consideration.

Senate Bill No. 573-To enact "Foreign-Trade Zone Act".

Passed first consideration.

Senate Bill No. 604-To amend Section 57-4-201, Code.

Passed first consideration.

Senate Bill No. 777-To amend Title 3, Chapter 6, Code.

Passed first consideration.

Senate Bill No. 785-To amend Title 8, Chapter 35, Code.

Passed first consideration.

Senate Bill No. 988-To regulate Tennessee Consolidated Retirement System.

Passed first consideration.

Senate Bill No. 994-To amend Section 12-4-109, Code.

Passed first consideration.

Senate Bill No. 1050-To regulate special license plates, county officials.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1257-To make certain provisions, Bledsoe County general hospital.

Passed second and held without reference.

House Bill No. 1258-To amend Charter, Kenton.

Passed second reading and held without reference.

House Bill No. 1259-To amend Charter, Parrottsville.

Passed second and held without reference.

House Bill No. 1260-To create special juvenile court, Gibson County.

Passed second and held without reference.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 936 (with amendment), 1082 (with amendment) and 1205 (with amendment) and further recommend that pursuant to House Rule No. 70, House Bill No. 1082 be referred to the Committee on Finance, Ways and Means.

ROBINSON (Davidson), Chairman.

Under the rules, House Bills Nos. 936 and 1205 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 1082 to the Committee on Finance, Ways and Means.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 653, 1229, 1243, 1245, 1246, 1247, 1248, 1249, 1250, 1252, 1254, 1255, 1257, 1258, 1259 and 1260.

REPORT OF COMMITTEE ON CALENDAR AND RULES CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Monday, April 6, 1981: House Bills No. 1247, 1248, 653, 1243, 1245, 1246, 1249, 1250, 1252, 1255; Senate Joint Resolution No.73; House Joint Resolutions Nos. 144, 145, 146, 147, 148, 149, 150, 151, 155, 156; Senate Joint Resolutions Nos. 78, 79, 84, 85, 86, 87, 88; House Resolution No. 24; House Joint Resolutions Nos. 159, 162, 164, 165, 166, 167; House Bills Nos. 1254, 1257, 1258, 1259 and 1260.

GILL, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, April 6, 1981: House Bills Nos. 212, 217, 644, 832, 946, 783, 643, 1071, 886, 833, 733, 680, 354, 834, 981 and 546.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 58: for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Joint Resolution No. 58.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 4, 8, 99, 177, 369, 418, 433, 538, 549, 841, 885, 1000, 1228, 1232, 1235, 1236, 1238 and 1241; and House Joint Resolutions Nos. 87 and 135; for his action.

MARILYN EVELYN HAND, Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 54, 341, 452, 557, 601, 603, 612, 690, 752, 984, 1027, 1035, 1061 and 1145; and House Joint Resolution No. 69; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND, Chief Engrossing Clerk.

On motion of Mr. Burnett, the House adjourned until 5:00 p.m., Monday, April 6, 1981.